## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

CHRISTOPHER J. HULL,

CIVIL ACTION NO.: 5:21-cv-00690 (TJM/TWD)

Plaintiff,

٧.

GLENN F. THIBAULT, M.D., OSWEGO HEALTH INC., OSWEGO HOSPITAL, NORTHERN OSWEGO COUNTY HEALTH SERVICES, INC. d/b/a, CONNEXTCARE PULASKI,

Defendants.

STIPULATION OF DISMISSAL

That this action was originally filed in Oswego County Supreme Court under Index No. EFC-2021-0486 on April 13, 2021. On June 14, 2021, a Notice of Removal was filed in this Court on behalf of NORTHERN OSWEGO COUNTY HEALTH SERVICES, INC. d/b/a CONNEXTCARE PULASKI and GLENN F. THIBAULT, M.D.

Pursuant to F.R.C.P. 41(a)(1)(A)(ii) it is hereby stipulated by and between the Parties that no party hereto is an infant or incompetent and that this action is dismissed in this court and remanded back to Oswego County Supreme Court as it relates to the remaining defendants, OSWEGO HEALTH INC. AND OSWEGO HOSPITAL, therefore, it is hereby

ORDERED, that this action is dismissed in this Court, particularly with respect to Defendant GLENN F. THIBAULT, M.D. and Defendant NORTHERN OSWEGO COUNTY HEALTH SERVICES, INC. d/b/a CONNEXTCARE PULASKI, without costs

and without prejudice to the right to reopen the action or commence a new action in this Court, and it is further

ORDERED, that the action is remanded back to Oswego County Supreme Court as it relates to the remaining defendants, OSWEGO HEALTH INC. AND OSWEGO

HOSPITAL.

DATED: July 26, 2021

Kirwan Law Firm, P.C.

Terry J. Kirwan Jr., Esq.

Attorneys for Plaintiff

Bar Roll No. 501821

100 Madison St, Tower I, Floor 15

Syracuse, NY 13202

DATED: July \_\_\_\_, 2021

Digitally signed by KAREN FOLSTER LESPERANCE

Karen Folster Lesperance, Esq. *Attorneys for the United States* 

Bar Roll No. 514108

James T. Foley U.S. Courthouse

455 Broadway, Room 218

Albany, New York 12207

SO ORDERED

this 10th day of August , 2021

U.S. District Gurt Judge

DATED: August 5, 2021

Martin, Ganotis, Brown, Mould

& Currie, P.C.

Gabrielle L. Bull, Esq. Bar Roll No. <u>701568</u>

Attorneys for Defendant Oswego Health Inc. & Oswego Hospital 5788 Widewaters Parkway

Dewitt, NY 13214